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Secta. II-37—100,000—21-3-52.

M

Rev (1948) Department.

115 SERIES.

G.O. No. 111

Dated 20-1-48

[Despatch Abstract.]

ESTATES : THE MADRAS ESTATES : COMMUNAL, FOREST AND PRIVATE LANDS (PROHIBITION OF ALIENATION) ACT : 1947 : SECTION 4(5) RULES ISSUED.

GOVERNMENT OF MADRAS
Abstract
**

ESTATES - The Madras Estates - Communal, Forest and Private Lands (Prohibition of Alienation) Act, 1947 - Section 4 (5) - Rules issued.

Revenue Department

G.O. (Ms) No.111. Dated, the 20th January 1948
Read - Memo. to the Bd. of Rev. 2929-M/47-2 dt 17-4-47
ORDER: From the Bd. of Rev. Mins. no. 1921, dt 18-12-47

The appended notification will be published in the Fort St. George Gazette.

(By order of His Excellency the Governor)

S. VENKATESWARA IYER
Secretary to Government.

To the Board of Revenue.
To all Collectors and District Judges.
To the Honourable the Chief Justice, the High Court of Judicature, Madra
To the Home Department.
To the Superintendent Government Press for publication.

APPENDIX.

N o t i f i c a t i o n.

In exercise of the powers conferred by section 4 (5) of the Madras Estates Communal, Forest and Private Lands (Prohibition of Alienation) Act, 1947 (Madras Act XIV of 1947), His Excellency the Governor of Madras hereby makes the following rules:-

RULES.

1. In these rules, "the Act" means the Madras Estates Communal Forest and Private Lands (Prohibition of Alienation) Act, 1947.

2. Every application under section 4 (3) of the Act shall be in writing and shall be signed and verified by the applicant.

3. The application shall be stamped with court-fee stamps to the value of Rupees fifteen.

4. Every application shall contain the following particulars -

(a) Name of the estate

(b) Name of the applicant and whether he is the land-holder or other person interested.

(c) Address of applicant for service of notices.

(d) Name or names of any persons added as respondents.

(e) Address of each respondent for service of notices.

(f) Name of the district, taluk and village in which the land is situated.

(g) Survey numbers and extent of the land, if surveyed. If not, surveyed, name, description and extent of the land with its boundaries.

(h) Classification of the land (i.e. whether forest, communal or private lands). If it is a communal land, the purpose served by it.

(i) Nature of the interest which the applicant has in the land

(j) Question as to which decision is sought and relief prayed for.

The Collector of the district shall invariably be included as a respondent on behalf of the Provincial Government.

5. (1) The provisions of the Code of Civil Procedure, 1908, relating to -

(a) the proof of facts by affidavit,

(b) the enforcing of the attendance of any person and his examination on oath;

(c) the enforcing of the production of documents and the marking of documents as exhibits, and

(d) the issuing of commissions

shall apply to all proceedings under section 4 (4) of the Act and the provisions relating to the service of summonses shall apply to the service of notices thereunder.

(2) The provisions of the said Code relating to the execution of decrees shall, so far as they are applicable, apply to the execution of orders under section 4 (4) of the Act.

6. (1) The District Judge to whom an application is made under section 4 (3) of the Act may grant copies of the documents filed, ~~did~~ evidence recorded or order passed in the proceedings before him in respect of such application.

(2) The rules for the time being in force in Civil Courts in the Province of Madras in regard to the grant of copies of documents filed, evidence recorded or orders passed in the proceedings of such Courts, shall, so far as may be, apply to the grant of copies under sub.rule (1)."

7. All notices under section 4(4) of the Act to the Provincial Government shall be served on the Collector of the district concerned.

/True copy/

R. Thangaraj 1.2.54

Office Assistant,
Madras Record Office, Egmore.

30/12/53 30/12